

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Service - Agriculture Dept. – Sri V. Sampath Kumar, Cinema Operator, O/o C&DA, A.P., Hyderabad (Now retired) – Charges framed for obtaining bank loan by producing fake documents – Inquiry conducted – Show cause notice issued - Reply not submitted – Examined - Final orders – Issued.

AGRICULTURE & COOPERATION (VIG.I) DEPARTMENT

G.O.Rt.No. 968

Dated:31.08.2012

Read the following:

1. Procds., No: Vig.II(2)/250/05, Dated: 3.6.2005 of the C&DA., Hyd.,
2. Letter No: DDA/NC.Cell/Inquiry officer/06, Dated: 7.1.2006 of the DDAN..C.Cell),I.O.,O/o the C&DA, Hyderabad .
3. From C&DA, A.P., Hyd.,Lr.No.Vig.III(1)250/2005, dt.3-1-2007.
4. From C&DA, A.P., Hyd.,Lr.No.Vig.III(1)250/2005, dt.7-3-2007.
5. Govt.Memo No: 659/ Vig.I/A2 /2007-2 A&C (Vig.I) Department Dated:16.8.2007,.
6. Government Memo No:659/ Vig.I/A2 /2007, Agri & Coop. Deptt. Dated:30.5.2008.
7. From the C&DA., Hyd Lr.No. Vig.II(5)250/05, dated 24-7-2010.
8. From the C&DA., Hyd Lr.No. Vig.II(5)250/05, dated 27-6-2012.
9. From the Secretary, APPSC, Lr.No.769/RT-I/1/2010, dated 2-8-2011.

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ORDER:

The Commissioner & Director of Agriculture, Hyderabad vide reference 1st read above have framed article of charge against Sri V. Sampath Kumar, former Cinema Operator, O/o C&DA, Hyd.,for obtaining loan from U.B.I. Bank for Rs.6,88,500/- by producing fabricated documents like Pay slip and other documents and did not pay the installments from January, 2005 onwards. Sri V. Sampath Kumar, Cinema Operator is not attending to office duties. The charge memo dispatched to his residential address has not been received by him and it was returned by the postal department. As such, the charge memo was published in A.P.Gazette dt.28-7-2005 as per Rule 42 of APCS (CCA) Rules, 1991. Even after Gazette publication, no reply is received from the individual. After following due procedure, the Inquiry Officer was appointed to conduct common enquiry against him along with other two co-employees.

2. In the reference 2nd read above, the Inquiry Officer after conducting inquiry has submitted his Inquiry Report stating that the charges are held proved against the Charged Officer. The Inquiry Report has been communicated to the Charged Officer has not been received by him duly refusing the same by his family members. As such the same has been published in the A.P.Gazette dt.23-3-2006 Part-II. But no representation was received from the Charged Officer even after Gazette publication.

3. The Charged Officer has applied leave from 6-12-2004 to 27-1-2005 and no further leave application was received from him. As his date of birth is 5-6-1948, he was permitted to retire from service w.e.f. 30-6-2006 on attaining the age of superannuation, pending disciplinary case and the retirement orders was published in A.P.Gazette dt.3-6-2006 Part-I. Sri V. Sampath Kumar, Cinema Operator and two other co-accused employees viz., Sri G. Veerabhadra Rao, Superintendent and Sri N. Bhaskara Rao, Jr. Asst. office o the Commissioner & Director of Agriculture, Hyderabad were awarded punishment of stoppage of two annual grade increments with cumulative effect for the charge held proved by the Commissioner & Director of Agriculture, Hyderabad.

4. The Commissioner & Director of Agriculture., vide reference 3rd read above has requested the Government to take necessary action against Sri V. Sampath Kumar, Cinema Operator (Retired) u/r 9(2)(b) of A.P.Revised Rules, 1980, as he was retired from Government service and Government is the competent authority.

(P.T.O)

5. Government have examined the case with reference to the records available have provisionally decided to impose a penalty of withholding of 06% pension permanently against Sri V. Sampath Kumar, former Cinema Operator, O/o Commissioner & Director of Agriculture, Hyderabad., (Now Retired) for the irregularities committed by him for obtaining bank loan by producing fake documents, and issued a show cause notice u/r 9 of A.P. Revised Pension Rules, 1980 for the charges held proved against him and to submit his written explanation vide reference 5th read above. The same was returned with un-served, hence the SCN was got published in A.P. Gazette dt. 19-11-2009 as per rules in force. The C.O., has not submitted his written representation.

6. Government after careful examination of the matter and after obtaining the concurrence of the A.P. Public Service Commission as per rules in force have decided to impose a penalty of 6% cut in pension permanently against Sri V. Sampath Kumar, Cinema Operator, O/o. Commissioner & Director of Agriculture, Hyderabad now retired for the irregularities committed by him. Accordingly, Government hereby impose a penalty of 6% cut in pension permanently against him under rule 9 of A.P. Revised Pension Rules, 1980.

7. The Commissioner & Director of Agriculture, Hyderabad shall take further action in the matter. The original records received from the Commissioner & Director of Agriculture, Hyderabad are returned herewith.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**V. NAGI REDDY
PRINCIPAL SECRETARY TO GOVERNMENT**

To

Sri V. Sampath Kumar, Cinema Operator, O/o. Commissioner & Director of Agriculture, Hyderabad (Now retired)(through Commissioner & Director of Agriculture., Hyderabad.)

Copy to:

The Commissioner & Director of Agriculture, A.P. Hyderabad.

The Secretary, APPSC, M.J. Road, Hyderabad for information.

SC/SF.

// FORWARDED BY ORDER //

SECTION OFFICER